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Voluntary \_ Public

**Date:** 6/4/2018

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## Morocco

Post: Rabat

## **Food Labeling Requirements**

### **Report Categories:**

FAIRS Subject Report

Sanitary/Phytosanitary/Food Safety

Retail Foods

Food Service - Hotel Restaurant Institutional

Food Processing Ingredients

SP2 - Prevent or Resolve Barriers to Trade that Hinder

U.S. Food and Agricultural Exports

#### **Approved By:**

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#### **Report Highlights:**

This report contains an unofficial translation of Morocco's <u>Decree #2-12-389</u> on food labeling to address articles 16-20 of <u>Law #28-07</u> on food safety. While the Decree has not been notified to the WTO, proposed changes to Articles 2, 4, 11 and 24 were notified via <u>G/SPS/N/MAR/48</u> but are believed to have not yet come into force.

**General Information:** This report contains an unofficial translation of Morocco's <u>Decree #2-12-389</u> on food labeling to address articles 16-20 of <u>Law #28-07</u> on food safety. While the Decree has not been notified to the WTO, proposed changes to Articles 2, 4, 11 and 24 were notified via <u>G/SPS/N/MAR/48</u> but are believed to have not yet come into force.

# Decree n°2-12-389 of Journada II 11, 1434 (April 22, 2013) laying down the conditions and arrangements for labeling of food products

(BO n° 6152 of May 16, 2013, page 1936) (BO n° 6158 of June 6, 2013, page 2004)

THE HEAD OF GOVERNMENT,

Having regard to the Law n° 28-

07 relating to the safety of food products, in particular its articles 16 to 20 inclusive and 26;

*Having regard* to the <u>Decree n° 2-10-473 of Chaoual 7, 1432, (September 6, 2011)</u> taken for the application of certain provisions of the <u>Law n° 28-07</u> relating to the health safety of food products, in particular its article 53;

After deliberation in Government Council, meeting on Journada I 9, 1434 (March 21, 2013),

#### **DECREES:**

#### CHAPTER I GENERAL PROVISIONS

**FIRST ARTICLE**. - This Decree lays down general regulations and requirements for the labeling of primary products and food products in order to ensure the information due to the consumer on these products.

It lays down, in application of the provisions of Article 18 of the abovementioned <u>Law n° 28-07</u>, the constitutive elements, the characteristics and the forms of the mentions and the inscriptions, which must appear on the labeling media of the said products including nutritional labeling and the conditions and methods of their affixing.

Art.2. - Within the meaning of the present Decree,

- 1) **Labeling:** The words, particulars, indications, marks, images, drawings, logos or any other signs relating to a primary product or a food product and appearing on any packaging, document, sign, label, ring or collar accompanying or referring to this product;
- 2) **Nutrition Labeling:** Any mention or other indication intended to inform the consumer about the nutritional properties of a product. Nutritional labeling includes two components: nutrient information and complementary nutrition information;
- 3) **Prepackaged product:** The sales unit consisting of a food product and the packaging in which it is packaged for display for sale, so that its contents cannot be modified without the packaging being subjected to an opening or a modification:
- 4) **Batch:** A set of sales units of a food product that has been produced, manufactured or conditioned under similar circumstances;
- 5) **Ingredient:** Any substance including water and food additives used in the manufacture or preparation of a food product and remaining in the final product, possibly in a modified form;
- 6) **Primary ingredient:** Any ingredient that constitutes more than 50% of a food product which is usually associated with the consumer's name of that product;
- 7) **Nutritional claim:** Any message or representation that states, suggests or implies that a food product has particular nutritional properties:
  - Either because of the energy (caloric value) it provides or does not provide or provides at a reduced or increased rate:
  - Either because of the nutrients, it contains or does not contain, or that contains in reduced or increased proportions.

The following particulars do not constitute nutrition claims:

- The substances indicated in the list of ingredients of the product;
- The nutrients as mandatory elements of nutrition labeling;
- The quality or quantity of certain nutrients or ingredients when they are prescribed by the regulations in force;
- 8) **Health claim:** Any message or representation that states, suggests or implies the existence of a relationship between, on the one hand, a category of food products or one of its components and, on the other hand, the health;
- 9) **Nutrient:** Proteins, carbohydrates, lipids, dietary fiber, sodium, vitamins and minerals as well as the substances which belong to or are components of one of these categories;
- 10) **Food enzyme:** Any substance obtained by extraction from plants or animals or by a fermentation process of microorganisms which contains one or more enzymes capable of catalyzing a specific biochemical reaction and which is added to food products as technological aids;
- 11) **Visual field:** All the surfaces of a package that can be read from a single angle of view;
- 12) **Main visual field:** The visual field of a packaging the most likely to be seen at first glance by consumers when buying the product and allowing them to immediately identify this product according to its characteristics and its nature and, where appropriate, its trademark. If a packaging contains several identical visual fields, the main visual field shall be the one chosen by the relevant food business operator;
- 13) **Collective catering:** Any establishment, such as a restaurant, canteen, school, hospital or catering service including a vehicle or a fixed or mobile stall in which, in the context of a professional activity, food products ready for consumption by the final consumer are prepared.
- **Art.3.** The present Decree applies to primary products and food products, hereinafter referred to as "products", imported or placed on the national market, including those distributed free of charge and those delivered or served in collective catering as well as to any importer and any producer or operator of an establishment or a company in the food sector.

It applies without prejudice to any other labeling provision provided for by any legislation or regulation specific to certain products, in particular by reason of their nature, their quality or their origin or their mode of production.

**Art.4.** - Every importer and any producer or operator of an establishment or a food company is responsible for the labeling of the products that it sells and ensures that this labeling is carried out in accordance with this Decree.

For this purpose they:

- 1) Ensure the presence and accuracy of the labeling of its products and the conformity of the documents accompanying such products;
- 2) Does not alter the information accompanying its products if such a modification is likely to mislead the final consumer or to create in his mind confusion with any other product, or to reduce the level of protection of that consumer. In all cases, this importer, producer or operator remains responsible for any modification made;
- 3) Does not market a product of which he knows or has reason to know, in particular because of the information to which he has access as a professional, that it does not correspond to its labeling or that it does not meet the requirements and prescriptions laid down by the aforementioned <u>Law n° 28-07</u> and the abovementioned <u>Decree n° 2-10-473</u>;
- 4) Ensures, in the case of a non-prepackaged product intended for the final consumer or intended to be distributed or delivered to the mass catering sector, that the information relating to the said product is transmitted to the operator or the receiving company for the purposes to enable him to have all the information necessary in accordance with this Decree:
- 5) In cases where prepackaged products are marketed at a stage prior to their sale to a final consumer or when they are intended to be distributed or delivered to the collective catering, ensure that the mandatory particulars referred to in Article 11 below appear on the pre-packaging of the said products or on a label attached there as well as on the commercial documents accompanying it. In addition, it ensures that the particulars referred to in 1), 4), 5), 7), 8) and (14) of the same Article 11 appear on the outer packaging of the said prepackaged products during their marketing.

In any case, the importer, producer or operator of an establishment or a food company, undertakes to provide any operator or receiving company with sufficient information to enable them to fulfill their obligations under this section.

**Art.5.** - In accordance with Article 16 of the aforementioned Law  $n^{\circ}$  28-07, any product imported or placed on the national market, must be labeled in accordance with the provisions of this Decree and must be accompanied, at all stages of its marketing or its distribution of the corresponding health and commercial documents containing information relating in

particular to its nature, identity, quantity and country or place of provenance in accordance with its labeling.

# CHAPTER II GENERAL REGULATIONS AND REQUIREMENTS OF LABELING

**Art.6.** - The labeling of any product must be done in such a way that it gives every buyer including the final consumer information about:

- a) The identity, properties, composition and any other characteristic of the product;
- b) The protection of human health and the safe use of the product, including information relating to:
  - Its composition may have an adverse effect on the health of certain groups of consumers;
  - Its period of validity, its storage conditions and its use;
  - Its possible health effects, including the risks and consequences of inappropriate or abusive use of the product.
- c) The characteristics allowing the consumer including the one who must follow a special diet, to choose in full knowledge of the cause.

This information must be provided and made readily available at all stages of product marketing. In particular, in the case of prepackaged products, this information must appear directly on the packaging of the said products or on a label attached thereto.

- **Art.7.** The labeling and the terms and conditions on which it is carried out must not mislead the buyer including the final consumer or create in his mind confusion with any other product. This information must be clear, precise and easily understandable. They must not:
  - Mislead the characteristics of the product concerned and in particular its nature, identity, qualities, composition, quantity and its period of validity, or the country of origin or place of provenance of the product, or on its mode of manufacture or of obtaining;
  - Give the product special effects, features or properties that it does not have;
  - State the properties of prevention, treatment or cure of a disease, except in the case of application of a specific regulation relating to non-medicinal products intended for a particular diet;
  - To believe that the product has specific characteristics while all similar products have these same characteristics, in particular in insisting on the presence or the absence of certain ingredients in the said product;
  - Suggest, by means of appearance, description or graphic representation, the presence of a specific ingredient when it is actually a product in which this ingredient is naturally present or normally used to replace any other ingredient.

The provisions of this Article shall also apply to the presentation of the products, in particular their shape or appearance or their packaging and labeling media, as well as the advertising and the environment in which they are exposed.

**Art. 8.** - The product information must be written in Arabic and possibly in one or more other languages without any abbreviations, other than those provided for in the specific regulations for the product concerned or in the provisions of the international conventions to which the Kingdom of Morocco is a Party.

The use of the Arabic language in terms of their labeling for certain products imported or intended for a particular clientele and some drinks made locally may be exempted by order of the Minister of Agriculture.

**Art. 9.** - Any information relating to particular properties of the product which are related to its conditions of obtaining can only be indicated on its labeling if the product has been obtained under the conditions provided for by the specific legislation applicable to those properties.

## CHAPTER III PROVISIONS RELATING TO MANDATORY INFORMATION ON PRODUCTS

#### **Section 1: Primary Products**

**Art. 10.** - A poster, sign or other appropriate means of labeling shall be affixed to or in close proximity to any primary product to permit its exact identification without risk of confusion. This sign, poster or any other means must include the mention of the sales denomination, of the country of origin or place of provenance and if applicable the mention of the batch. In the case of distance selling including by electronic means, and without prejudice to the application of any legislation or

regulation relating to this type of sale, these particulars must appear on the sales proposal, and be accompanied by all other information necessary or the identification of the product concerned, its main characteristics as well as its country of origin or place of provenance.

#### **Section 2: Prepackaged Products**

- **Art. 11.** The labeling of any prepackaged product shall, subject to the exceptions provided for in this section, contain the following mandatory particulars:
  - 1) The name of the product;
  - 2) The list of ingredients;
  - 3) The name of any ingredient or technological aids likely to cause an allergy or intolerance or any substance derived from these are set out in Annex I of this Decree;
  - 4) The net quantity of the product and certain ingredients or categories of ingredients composing the product;
  - 5) The period of validity where this mention is required by the legislation in force;
  - 6) The particular conditions of conservation;
  - 7) The name or company name and address of the producer or operator of the establishment or food company concerned, according to the case, as well as the name or business name and address of the importer of the imported products;
  - 8) The country of origin or the place of provenance of the product;
  - 9) The instructions for use whenever its mention is necessary for an appropriate use of the product as well as, where appropriate, the particular conditions of use, particularly the precautions for use;
  - 10) The actual alcoholic strength by volume for beverages containing more than 1.2% alcohol by volume;
  - 11) The nutrition information when they are mandatory under a regulation in force or when reference is to a nutrition or health claim on the product or in advertising concerning it;
  - 12) The indication of the production batch or manufacturing or packaging to which the prepackaged product belongs;
  - 13) The additional mandatory particulars appearing on the list set out in Annex II to this Decree for products of the types or categories mentioned in that Annex;
  - 14) The number of the authorization or approval referred to in Article 14 of <u>Decree n° 2-10-473</u> and any other obligatory indication provided, where appropriate, by the regulatory provisions specific to the product under consideration.

The affixing of the above-mentioned compulsory information must be made in accordance with the provisions of Articles 12 to 29 below.

**Art. 12.** - In addition to the characteristics mentioned in Article 7 above, the information subject to the mandatory particulars referred to in Article 11 must be legible and visible, in particular by using appropriate typography and contrast elements.

They are expressed in words and numbers and may include pictograms or symbols when the use of these does not interfere with the understanding of the information they express.

These mandatory particulars must be printed in a body of character whose height as defined in Appendix III of this Decree:

- The letter » in the case of the Arabic language must be equal to or greater than 1 mm, except in the case of packages or containers whose largest face is less than 80 cm² for which a height of less than 1 mm may be permitted without it being less than 0.7 mm;
- The letter « x » in the case of a foreign language must be equal to or greater than 1.2 mm, except in the case of packaging or containers the largest surface of which is less than 80 cm<sup>2</sup> for which a height of less than 1.2 mm may be permitted without being less than 0.9 mm.
- **Art. 13.** (amended and supplemented by <u>Decree n° 2-15-218</u> of Rejeb 30, 1436 (May 19, 2015) <u>BO n° 6366 of June 4, 2015, page 3077</u>) The mandatory information referred to in Article 11 above must be affixed using a process that makes them indelible and must be placed clearly so as to be immediately visible. These statements must not be concealed, veiled, truncated or separated from each other by other interfering elements. Subject to the provisions of III°- b) of Article 14 below, the compulsory particulars referred to in 1), 4) and 10) of Article 11 above must be placed in the same visual field.
- **Art. 14.** By way of derogation from the provisions of Article 11 above:
- I  $^{\circ}$  The list of ingredients is not required in the labeling of the following products:
  - a) Fresh fruit and vegetables including potatoes which have not been peeled, cut up or any other similar treatment;

- b) Carbonated waters, the name of which indicates this characteristic;
- c) Fermentation vinegars if they come exclusively from a single basic product and as long as no other ingredient has been added:
- d) Cheeses, butter, fermented milks and creams, provided that no ingredients other than milk products, food enzymes and micro-organism cultures required for the manufacture have been added, or in the case of cheeses other than fresh cheese and processed cheese, than the salt necessary for their manufacture;
- e) Products containing only one ingredient, provided that the name of the product is identical to the name of the ingredient or allows the nature of the ingredient to be determined without risk of confusion.
- $\mathbf{H}^{\circ}$  The mention of the constituents indicated below is not obligatory in the list of ingredients of a product, except those referred to in 3) of Article 11 above:
  - a) The constituents which, during the manufacturing process, have been temporarily removed and subsequently reincorporated in a quantity not exceeding the initial content;
  - b) The food additives and enzymes:
    - Whose presence in a food product is solely due to the fact that they were contained in one or more ingredients of that product and provided that they no longer fulfill any technological function in the final product or,
    - Which are used as processing aids;
  - c) The substances used in strictly necessary doses such as solvents or carriers for nutritional substances, food additives and flavorings unless these substances are known to cause allergies;
  - d) The substances which are not food additives but which are used in the same way and for the same purpose as processing aids and which are still present in the final product, even in a modified form, unless these substances are known to cause allergies
  - e) The water when used in the manufacturing process solely to allow the reconstitution, in its original state, of an ingredient used in concentrated or dehydrated form or when used as a simple liquid cover and is not normally consumed;
- III ° Certain mandatory information is not required in the following cases:
  - a) The glass bottles intended for re-use which are indelibly marked and which therefore do not bear a label, ring or collar may contain only the particulars listed in 1), 3), 4), 5) and 11), of the said Article 11;
  - b) The packaging and containers whose their largest side has a surface area less than 10 cm<sup>2</sup>, the particulars listed in 1), 3), 4) and 5) of Article 11 are the only compulsory particulars to appear on the packaging or on the label. The particulars referred to in 2) of this same Article 11, must be provided by other means or must be available to the consumer at his request;
  - c) The particulars referred to in 2) and 11) of the said article 11, are not compulsory for beverages containing more than 1.2% alcohol by volume;
- IV  $^{\circ}$  The batch indication referred to in 12) of Article 11 above is not required in the following cases:
- 1. Products that from the holding are:
  - a) Sold or delivered to stations of storage, preparation or packaging;
  - b) Routed to organizations of producers;
  - c) Collected with a view to their immediate use in a process of preparation or processing;
- 2. Products presented at the point of sale directly to the final consumer who:
  - a) are not prepacked, even if they are subsequently packed at the request of the purchaser;
  - b) are prepackaged with a view to their immediate sale;
- 3. Individual doses of ice cream. However, the indication of the batch must appear on the combined package.
- 4. Prepackaged products with a bar code in accordance with the standards recognized in the matter.
- **Art. 15.** The name of a product referred to in 1) of Article 11 above shall be that prescribed by the regulations in force or, failing that, by the Codex Alimentarius.

In the absence of regulation or denomination of the Codex Alimentarius, this name must consist of a description of the product and, if necessary, its use. This description must be sufficiently precise to enable the purchaser to know the real nature

of the product and to distinguish it from any other product with which it could be confused. The name of a protected product in the context of the intellectual property or of a particular legislation of the said product, a trademark or a fancy name cannot be substituted for the name of the said product established in accordance with the provisions of the above paragraphs.

- **Art. 16.** The name of the product must be followed by an indication of the physical conditions in which it is found or of the specific treatment that it has undergone, such as: (powdered), (freeze-dried.), (pasteurized), (sterilized), (reconstituted), (concentrated), (smoked), (salted), (dried), (cooked), (deep-frozen), (frozen) or (thawed), whenever the omission of that indication is of a nature to create confusion in the mind of the purchaser. However, the requirement for (thawed) does not apply in the case of products that have been frozen before to sale and are sold thawed when freezing is a necessary technical step in the production process. The labeling of products treated with ionizing radiation must bear the mention "irradiated" or "treated with ionizing radiation" and any other mention provided for by the applicable regulations. The specific technical provisions relating to the name of the products and to the particulars to which it must be accompanied as well as the modalities of its establishment and its indication on the labeling of such products shall be adopted by the Minister of Agriculture.
- **Art. 17.** (amended and completed by <u>Decree n° 2-15-218</u> of Rejeb 30, 1436 (May 19, 2015) <u>BO n° 6366 of June 04, 2015, page 3077</u>) The list of ingredients referred to in 2) of Article 11 above must be accompanied by a heading or preceded by a statement including the term "ingredient".

This list must include the indication of all the ingredients of the product in descending order of their weight at the time of their implementation in the manufacture of said product.

The ingredients must be designated by their name in accordance with the rules established in Article 15 above and in accordance with the technical procedures laid down by order of the Minister of Agriculture.

All ingredients in the form of manufactured nanomaterials must be clearly indicated in the list of ingredients with the indication of their name followed by the word [nano] in square brackets.

- **Art. 18.** For each of the food additives in the list of ingredients, the name of the category to which the additive belongs, followed by its specific name or identification number established in accordance with the relevant legislation is mandatory.
- **Art. 19.** The names of the ingredients or processing aids referred to in 3) of Article 11 above must be highlighted in the labeling by an impression which clearly distinguishes it from the rest of the list of ingredients, in particular by means of the character, the style of character or the color of the background used. Where the product is exempted from the list of ingredients in accordance with Article 14 above, the indication referred to in 3) of the said Article 11 shall include the word 'contains' followed by the name of the substance or product listed in Annex I to this Decree. Where several ingredients or processing aids of a product come from a single product or substance listed in Annex I mentioned above, the labeling shall mention that product or substance for each ingredient or processing aid concerned.
- **Art. 20.** The quantity of an ingredient or category of ingredients used in the manufacture or preparation of a product is mandatory when that ingredient or category of ingredients:
  - a) Appear in the name of the product or is generally associated with that name by the consumer;
  - b) Is highlighted in the labeling by words, images or a graphic representation;
  - c) Is essential to characterize a product and to distinguish it from products with which it might be confused by reason of its name or aspect.

However, the mention of this quantity is not compulsory in the case where the ingredient or the category of ingredients is used at low concentration as a flavoring agent.

- **Art. 21.** The mention of the net quantity of a product referred to in 4) of Article 11 above shall be indicated according to the metric system (units of the international system) using, as the case may be, the liter, the centiliter, the milliliter or the kilogram or gram, as follows:
  - a) In units of volume for liquid products;
  - b) In mass units for solid products;
  - c) By weight or by volume for pasty or viscous products.

This quantity can be expressed in number of pieces for some particular products such as eggs. However, the indication of the net quantity in terms of the number of pieces shall be accompanied by an indication of the quantity by weight or volume expressed in accordance with this Article whenever possible. The mention of the net quantity of a product is not compulsory

for prepackaged products whose net quantity is less than five grams or five milliliters, with the exception, however, of spices and aromatic plants.

- **Art. 22.** When a product is presented in a liquid blanket, the drained net weight of this product shall be indicated on the label of the product. Liquid medium shall mean, the liquids alone or in a mixture, present in the product in an accessory manner with respect to the essential elements of the product, such as: water, aqueous solutions of salts, brines, aqueous solutions of food acids, aqueous sugar solutions, aqueous solutions of other substances or sweeteners, and fruit or vegetable juices in the case of canned fruits or vegetables.
- **Art. 23.** The detailed rules for the implementation of Articles 20, 21 and 22 above as well as any special cases in which one or more of the particulars prescribed in the articles may not appear in the labeling of a product shall be adopted by the Minister of Agriculture taking into account the specific category of the product concerned.
- **Art. 24.** The period of validity referred to in 5) of Article 11 above must be expressed in the labeling in accordance with the regulations in force on the subject.
- **Art. 25.** The reference to the country of origin or place of provenance referred to in 8) of Article 11 above shall apply without prejudice to the labeling required under the specific geographical indication or appellation of origin of a product. Where the country of origin or the place of provenance of the primary ingredient of a product is not the same as that of that product, the country of origin or the place of provenance of that primary ingredient shall also be indicated in the labeling, in accordance with the regulations issued to that effect by the Minister of Agriculture.
- **Art. 26.** The nutritional information referred to in 11) of Article 11 above must include the list and the quantities of all the nutritive elements that make up the product concerned. The indication in the labeling of this information must be made in accordance with the <u>prescriptions and modalities agreed jointly by the Minister of Agriculture and the Minister of Health</u>. They must be presented in the same field of vision.

The products mentioned in Annex IV of this Decree are exempted from nutrition labeling in their labeling even if they are the subject of a nutrition or health claim.

- **Art. 27.** The modalities for the indication of the batch referred to in 12) of Article 11 above shall be laid down by the Minister of Agriculture.
- **Art. 28.** When prepackaged products are sold remotely, including electronically, the mandatory information referred to in Article 11 above must be provided before the conclusion of the contract except for that provided for in 5 ) of the said article which may be presented at the time of delivery.

Such information must appear on the distance marketing medium and may be transmitted by any appropriate means, which clearly indicates receipt by the food company operator concerned. In this case, this transmission must be made at no additional cost to the consumer. In all cases, all mandatory information must be provided at the time of delivery.

**Art. 29.** - Any information on the product other than the mandatory particulars referred to in Article 11 above and provided on a voluntary basis by the operators of an establishment or a company in the food sector shall comply with the general requirements referred to in Chapter II of the present Decree.

#### **Section 3: Miscellaneous Provisions**

**Art. 30.** - Compliance of the labeling of products imported or intended for export which, for technical or commercial reasons, cannot be labeled in accordance with certain provisions of this Decree, may be granted to the holders of such products on their request according to the forms and methods laid down by Order of the Minister of Agriculture.

Non-conformities of labeling of the products referred to above that may be subject to compliance as well as the requirements and procedures to be followed are set by Order of the Minister of Agriculture.

**Art. 31.** - The types or categories and lists of food products and / or ingredients listed in Annexes I, II and IV of this Decree may be amended and supplemented by Order of the Minister of Agriculture after opinion, as the case may be, of the Minister of Health, for the purpose of taking into account scientific and technical progress and knowledge on these products or ingredients in relation to the protection of the health of consumers or the safe use of such products.

#### CHAPTER IV TRANSITIONAL AND FINAL PROVISIONS

Art. 32. - This Decree shall enter into force one (1) year after the date of its publication in the Official Bulletin.

However, products labeled and placed on the market before the above-mentioned date of entry into force whose labeling does not comply with the requirements of this Decree may continue to be marketed until stocks are ended.

- **Art. 33.** Are repealed all provisions contrary to this Decree and in particular:
  - Decree n° 2-01-1016 of Rabii I 22, 1423 (June 04, 2002) regulating the conditions of labeling and presentation of food products, as amended and supplemented;
  - Order of June 24, 1930 (moharrem 26,1349) laying down new regulations for the protection of preserved foods, as amended and supplemented;
  - Order of January 2, 1915 specifying the conditions under which products must be presented to consumers and ensuring the fairness of the sale in merchandise trade, as amended and completed.

In the legislation in force, the references to the provisions of the texts mentioned above are deemed to have been made to the corresponding provisions of this Decree.

**Art. 34.** - The Minister of Agriculture and Maritime Fisheries, the Minister of Health and the Minister of the Economy and Finance are charged, each one in what relates to it, of the execution of this Decree, which shall be published in the Official Bulletin.

Done at Rabat, on journada II 11, 1434 (April 22, 2013) The Head of Government, ABDELILAH BENKIRAN FOR CONTRESEING:

The Minister of Agriculture and Maritime Fisheries, AZIZ AKHANNOUCH The Minister of Health, EL HOUSSAINE LOUARDI

The Minister of Economy and Finance, NIZAR BARAKA

ANNEX I

TECHNOLOGICAL
INGREDIENTS OR AIDS THAT
MAY CAUSE ALLERGY OR
INTOLERANCE
(3) of Article 11 above)

- 1. Cereals containing gluten: wheat (*Triticum*), rye (*Secale cereal* L.), barley (Hordeum vulgare), oat (Avena sativa), spelt (*Triticum spelta*), kamut (*Triticum turgidum ssp.turanicum*) or their hybridized strains and products made from these cereals, with the exception of:
  - a. Wheat glucose syrups including dextrose (1);
  - b. Wheat-based maltodextrins (1);
  - c. Glucose syrups made from barley;
  - d. Cereals used for the manufacture of alcoholic distillates, including ethyl alcohol of agricultural origin.
- 2. Crustaceans and crustacean products;
- 3. Eggs and egg-products;
- 4. Fish and fish products, except:
  - a. Fish gelatin used as a carrier for vitamin or carotenoid preparations;
  - b. Fish gelatin or isinglass used as a clarifying agent in beer and wine.
- 5. Peanuts and peanuts products;
- 6. Soybean (Glycine max(L)Messill) and soy products, with the exception of:
  - a. Oil and grease fully refined soybean1;
  - b. Mixed tocopherols natural (E306), d-alpha-tocopherol Natural, the acetate of d-alpha-tocopheryl natural and succinate of d-alpha-tocopheryl natural derivatives of soybean;
  - c. Phytosterols and phytosterol esters derived from vegetable soybean oils.
  - d. Plant stanol ester produced from sterols derived from vegetable soybeans oils.
- 7. Milk and milk products including lactose with the exception of:
  - a. Whey used for the manufacture of alcoholic distillates including ethyl alcohol of agricultural origin;
  - b. Lactitol
- **8. Nuts:** almonds (Amygdalus communis L.), hazelnuts (Corylus avellana), walnuts (Juglans regia), cashews (Western Anacardium), pecans [Carya illinoinensis (Wangenh.) K. Koch], Brazil nuts (Bertholletia excelsa), pistachio nuts

(Pistacia vera), Macadamia nuts or Queensland nuts (Macadamia ternifolia) and products made from these nuts, with the exception of nuts used in the manufacture of alcoholic distillates, including ethyl alcohol of agricultural origin.

- 9. Celery and celery products;
- 10. Mustard and mustard products;
- 11. Sesame seeds (Sesamum indicum) and sesame seed products;
- 12. Sulfur dioxide and sulphites in concentrations of more than 10 mg / kg or 10 mg / liter in terms of total SO<sub>2</sub> for the products offered ready for consumption or reconstituted according to the manufacturer's instructions;
- 13. Lupine and lupine products;
- 14. Molluscs and products derived from marine molluscs.
- (1) In addition, derived products, insofar as the transformation they have undergone is not likely to raise the level of allergenicity evaluated for the basic product from which they are derived.

## ANNEX II

# PRODUCTS WHOSE LABELING MUST INCLUDE ONE OR SEVERAL COMPLEMENTARY MANDATORY PARTICULARS (13) Of Article 11 above)

TYPE OR CATEGORY OF PRODUCTS	MENTIONS
1. PRODUCTS PACKED IN CERTAIN GASES	L
1.1 Products whose durability has been extended by	«Conditioned under protective atmosphere».
packaging gases.	
2. PRODUCTS CONTAINING SWEETENERS	
2.1 Products containing one or several sweeteners.	The name of the product shall bear the mention <i>«with</i>
	sweetener (s) ».
2.2 Products containing both added sugar (s) and one or	The name of the product shall bear the mention <i>«with sugar</i>
more sweeteners.	(s) and sweetener (s) ».
2.3 Products containing aspartame/salt of aspartame-	«Contains a source of phenylalanine»
acesulfame	«Contains aspartame (source of phenylalanine)»
	This mention appears on the label if the aspartame or salt of
	aspartame-acesulfame is included in the list of ingredients
	only by reference to a number preceded by the letter E.
	«Contains a source of phenylalanine». This mention appears
	on the label if the aspartame or the salt of aspartame-
	acesulfame is designated in the list of ingredients by its
	specific name.
2.4 Products in which the polyols have been incorporated	«Excessive consumption may have laxative effects»
at a rate greater than 10%.	
3. PRODUCTS CONTAINING GLYCYRRHIZINIC A	ACID OR ITS AMMONIUM SALT
3.1 Confectionery or beverages containing glycyrrhizinic	The mention «Contains licorice» is added immediately after
acid or its ammonium following the addition of the	the list of ingredients unless the term «licorice» is already in
substance or substances as such or the licorice	the list of ingredients or in the name of the product. In the
(Glycyrrhiza glabra) at a concentration equal to or	absence of a list of ingredients, the name of the product is
greater than 100 mg/kg or 10 mg/l.	accompanied by this mention.
3.2 Confectionery containing glycyrrhizinic acid or its	The mention «contains licorice - persons suffering from
ammonium following the addition of the substance or	hypertension should avoid excessive consumption» must be
substances as such or licorice (Glycyrrhiza glabra) at a	added just after the list of ingredients. In the absence of a list
concentration equal to or greater than 4g/kg.	of ingredients, The name of the product must be
	accompanied by this mention.
3.3 Beverages containing glycyrrhizinic acid or its	The mention "contains licorice - persons suffering from
ammonium salt following the addition of the substance or	hypertension should avoid excessive consumption" is added
substances as such or licorice (Glycyrrhiza glabra) in	immediately after the list of ingredients. In the absence of a
concentrations equal to or higher than 50 mg/l or in	list of ingredients, the name of the product must be
concentrations equal to or greater than 300 mg/L in the	accompanied by this mention.
case of beverages containing more than 1.2% alcohol by	
volume (1)	
4. BEVERAGES WITH HIGH CAFFEINE CONTEN	
4.1 Beverages, except those based on coffee, tea, or	The mention "high caffeine content, not recommended for
coffee or tea extract, the denomination of which includes	children and pregnant or lactating women" must appear in
the term "coffee" or "tea":	the same visual field as the name of the beverage, followed,
- intended for consumption in the natural state and	in brackets and in compliance with the conditions laid down
containing caffeine, whatever the source, in a proportion	in Articles 7 and 13 of this Decree, the caffeine content
greater than 150 mg / l or	expressed in milligrams per 100 milliliters (mg /100 ml).
- in concentrated or dehydrated form and, after	
reconstitution, containing caffeine, whatever the source,	
in a proportion greater than 150 mg / l.	

4.2 Non-beverage products to which caffeine is added for The mention "contains caffeine, not recommended for physiological purposes. children and pregnant women" must appear in the same visual field as the name of the product, followed, in brackets of a reference to the caffeine content expressed in mg for 100g/ml in the respect of the conditions laid down in Articles 7 and 13 of this Decree. In the case of food supplements, the caffeine content is expressed as a function of the daily portion of consumption as recommended by the labeling. 5. PRODUCTS WITH THE ADDITION OF PHYTOSTEROLS, ESTERS OF PHYTOSTEROLS, PHYTOSTANOLS OR ESTERS OF PHYTOSTANOLS 1. The mention "contains added plant sterols" or "contains 5.1. The products or ingredients with added phytosterols, phytosterol esters, phytostanols or phytostanol esters. added plant stanols" must appear in the same field of vision as the name of the product; 2. The content of added phytosterols, phytosterol esters, phytostanols or phytostanol esters expressed in% or in grams of plant sterols / free plant stanols per 100 g or 100 ml of product must be indicated in the list of ingredients. 3. It should be mentioned that the food product is intended exclusively for those wishing to lower their blood cholesterol 4. It should be mentioned that patients on cholesterollowering drugs are advised to consume the product only under medical supervision; 5. It should be mentioned that the product may not be nutritionally appropriate for pregnant and lactating women and children under five years old; 6. A recommendation must mention that the product must be used within the framework of a balanced and varied diet including a regular consumption of fruit and vegetables in order to maintain the levels of carotenoids; 7. In the same field of vision as the statement referred to in 3 above, it must be stated that consumption of more than 3 grams of plant sterols / plant stanols per day should be avoided: 8. A definition of a portion of the product or of the food

# $\hbox{6. FROZEN MEAT, FROZEN MEAT PREPARATIONS AND FROZEN AND NON-PROCESSED FISH PRODUCTS } \\$

6.1. Frozen meat, frozen meat preparations and frozen and non-processed fishery products.

Freezing date or first freezing date if the product has been frozen several times in accordance with the current regulations on the period of validity.

ingredient concerned (preferably in grams or milliliters) must

be included, with the mention of the amount of plant sterols/stanols that contains each portion of the said product.

The content shown applies to products such as proposed ready for consumption or as reconstituted according to the instructions of the manufacturers

## **ANNEX III**

# **DEFINITION OF THE HEIGHT OF THE CHARACTER OF REFERENCE** (Article 12 above)





Key

1	Ascending line
2	Capital line
3	Midline
4	Baseline
5	Down line
6	Height of x
7	Body of character

مفتاح الملحق

1       خط التنصيف         2       خط التنصيف         3       خط متوسط         4       خط أساسي         5       خط تنازلي         6       علو الحرف         7       خاصية الكتابة		
3         خط متوسط         4         خط أمداسي         5         خط تنازلي         6	خط تصاعدي	1
4 خط أساسي 5 خط تنازلي 6 علو الحرف	خط التنصيف	2
5 خط تنازلي 6 علو الحرف	_	3
6 علو الحرف	خط أساسي	4
	خط تنازلي	5
7 خاصية الكتابة	علو الحرف	6
	خاصية الكتابة	7

#### **ANNEX IV**

#### PRODUCTS TO WHICH THE NUTRITIONAL REQUIREMENTS DO NOT APPLY IN THEIR LABELING (Article 26 above)

- 1. Non-processed products that include a single ingredient or a single category of ingredients;
- Processed products which have only been matured and which comprise a single ingredient or a single category of ingredients;
- 3. Water intended for human consumption including those which only added ingredients are carbon dioxide and / or flavorings;
- flavorings;

  4. Aromatic plants, spices or their mixtures;
- 5. Salt and the substitutes for salt;
- 6. Table sweeteners;
- 7. Products covered by the regulation on the trade in coffee, chicory and tea;
- 8. Herbal or fruit infusions as well as teas, decaffeinated teas, instant or soluble teas or tea extracts, instant or soluble teas or decaffeinated tea extracts, with no added ingredients other than flavors that do not alter the nutritional value tea;
- 9. Fermenting vinegars and their substitutes, including those which only added ingredients are flavorings;
- 10. Aromas;
- 11. Food additives;
- 12. Technological aids;
- 13. Food enzymes;
- 14. Gelatin;
- 15. Gelling substances;
- 16. Yeasts;
- 17. Chewing gum;
- 18. Products packed in packages or containers in which the largest surface that have an area of less than 25 cm<sup>2</sup>;
- 19. Products including artisanal manufacture provided directly by the manufacturer in small quantities to the final consumer or to local retail establishments directly supplying the final consumer.